

RECEIVED  
CENTRAL FAX CENTER

JAN 08 2007

PRIORITY:

A certified copy of application serial number 2,413,834 as filed in Canada on December 10, 2002 has been previously submitted, as required by 35 U.S.C. 1119(b).

REMARKS

The Office Action mailed August 14, 2006 and the Advisory Action mailed December 4, 2006 have been received and reviewed. Claims 1 and 2 are in the case. Claims 1 and 2 stand rejected under 35 U.S.C. § 102(b).

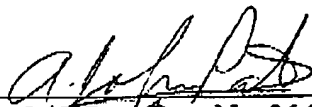
By this Amendment, Applicant has amended claims 1 and 2 as presented by the Examiner to distinguish patentably over the art of record in order to harvest allowable subject matter and place the claims in condition for immediate allowance.

CONCLUSION

Applicant submits that claims 1 and 2 are in condition for immediate allowance. In the event that the examiner finds any remaining impediment to the prompt allowance of any of these claims, which could be clarified in a telephone conference, the examiner is respectfully urged to initiate the same with the undersigned.

DATED this 8<sup>th</sup> day of January, 2007.

Respectfully submitted,

  
A. John Pate, Reg. No. 36,234  
Attorney for Applicant

Date: January 8, 2007

PATE PIERCE & BAIRD

550 Parkside Tower

215 South State Street

Salt Lake City, Utah 84111

Telephone: (801) 530-0330

Facsimile: (801) 530-5955

Z:\A-L CLIENTS\3460 G-N\Oxyx, Inc\3460-2-0\3460-2-0 PAT-FIL-ROA Amendment after Final.vpd